## GOVERNMENT OF THE DISTRICT OF COLUMBIA OFFICE OF CABLE TELEVISION AND TELECOMMUNICATIONS 2217 14<sup>TH</sup> STREET, NW; WASHINGTON, D.C. 20009

## RATE ORDER REGARDING RATES FOR BASIC SERVICE AND EQUIPMENT AND INSTALLATION OF COMCAST CABLEVISION OF THE DISTRICT, LLC FOR THE PERIOD COMMENCING ON JUNE 2003 THROUGH MAY 2004

February 24, 2004

WHEREAS, the Office of Cable Television and Telecommunications of the District of Columbia (the "Office") became certified to regulate basic cable service rates and associated charges as of October 1, 1993, and has followed applicable regulations prescribed by the Federal Communications Commission ("FCC") for the regulation of the basic service tier and associated equipment and installation services (the "FCC Rules" as such rules have been amended from time to time);

WHEREAS, since 1994 the Office has issued rate orders with respect to the rates that Comcast Cablevision of the District, LLC (the "Company") and its predecessors may charge for basic service and associated equipment and installation services;

WHEREAS, on March 1, 2003, the Company submitted an FCC Form 1240 and an FCC Form 1205, as amended on August 29, 2003 (the FCC Form 1240 and the amended FCC Form 1205 to be referred to hereinafter as the "Rate Filings"), to the Office to update rates charged for basic service and associated equipment and installation services for the period June 2003 through May 2004 and subsequently submitted certain supplemental information at the request of the Office;

WHEREAS, the Rate Filings have been placed in the public file and have been made available for public inspection; and

WHEREAS, the Office reviewed the Rate Filings and concluded that the Company's maximum permitted basic service rate and associated equipment and installation rates appeared to be reasonable under the FCC Rules.

## NOW, THEREFORE, IT IS ORDERED THAT:

1. As of June 2003 (the effective date of the Rate Filings), the approved rates per month (excluding franchise fees) for basic service and associated equipment and installation are as follows:

	Maximum	Actual
	Permitted Rates Per Month	Rates Per Month
<u>_                                    </u>	(excluding Franchise Fees) 1	
Basic service rate	\$14.82	\$12.47
Equipment and Installation Rates		
Unwired Homes	\$63.50	\$39.95
Prewired Homes	\$31.75	\$21.50
Additional Connections (initial)	\$21.17	\$13.95
Additional Connections (separate)	\$29.63	\$18.95
HDTV Installation	\$74.09	\$49.95
VCR Installation (initial)	N/A	\$ 5.95
VCR Installation (separate trip)	\$21.17	\$12.95
Charge for Changing Tiers	\$42.33	\$27.00
Hourly Service Charge	\$42.33	\$27.00
Leased Equipment		
Remote Controls	\$ .38	\$ .35
Converter Box (Basic Service)	\$ 1.02	\$ 1.60
Converter Box (Addressable and I	Digital) \$ 3.69	\$ 3.75
HDTV Converter	\$ 9.61	\$ 5.00

- 2. The Company may not increase the rates for basic service, equipment or installation listed in Ordering Clause No. 1, nor may the Company institute new charges for other types of service, equipment or installation associated with basic service, equipment or installation which are not listed in said Ordering Clause, without first complying with applicable law or regulation, including the FCC Rules.
- 3. As the Company charged subscribers an equipment rental fee for Converter Boxes (Basic Service) of \$1.60 per month during the period June 2003 through January 2004, the Company shall issue refunds to all subscribers, plus interest, who paid such an equipment rental fee exceeding the maximum permitted rate of \$1.02 per month at any time during the period June 2003 through May 2004.
- 4. As the Company charged subscribers an equipment rental fee for Converter Boxes (Addressable and Digital) of \$3.75 per month during the period June 2003 through January 2004, the Company shall issue refunds to all subscribers, plus interest, who paid such an equipment rental fee exceeding the maximum permitted rate of \$3.69 per month at any time during the period June 2003 through May 2004.
- 5. As the Company (i) sets forth a VCR installation (initial) fee of \$5.95 with respect to the period June 2003 through May 2004 and (ii) describes wiring of VCR and other customer equipment as services included within the Company's costs of a standard

<sup>&</sup>lt;sup>1</sup> The basic service rate excludes franchise fees but includes FCC regulatory fees. All equipment and installation rates are exclusive of franchise fees.

home installation, the Company shall issue full refunds, plus interest, of such VCR installation fees to all subscribers who paid such a VCR installation (initial) fee at any time during the period June 2003 through May 2004.

- 6. Within thirty (30) days after the effective date of this Rate Order, the Company shall submit to the Office a refund plan that complies with the requirements of Ordering Clause Nos. 3, 4, and 5 and provides for credits to be issued only to the classes of subscribers described in such ordering clauses.
- 7. The rate card published by the Company and made available to subscribers shall at all times contain all rates, terms and conditions actually in effect for basic service and associated equipment and installation, provided that the Company may have short-term promotions and discounts as permitted by applicable law. Within thirty (30) days after the effective date of this Rate Order, the Company shall publish any revisions to its rate card necessary to comply with the requirements of this Ordering Clause No. 7.
- 8. The Office reserves the right to modify this Rate Order if, at any time, it determines that information the Company provided to the Office is incorrect in any material manner.
- 9. The Office shall mail a copy of this Rate Order to the Company<sup>2</sup>, provide appropriate public notice of this Order, and make a copy of this Order available to any person upon request.
  - 10. This Rate Order shall become effective this 24th day of February 2004.

DISTRICT OF COLUMBIA
OFFICE OF CABLE TELEVISION AND
TELECOMMUNICATIONS

Jemes D. Ruf.

James D. Brown, Jr.

Executive Director

<sup>&</sup>lt;sup>2</sup> A draft copy of this Rate Order was provided to the Company on February 9, 2004. The Company was given 11 days to comment on the draft Rate Order.